IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIRST DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 15460 of 2004

Between:

Indian Beach Kabaddi Association, Rep. by its General Secretary,
K.P. Rao,S/o. Late K. Venkata Ratnam, aged 45 Years,
H.No. 15-163, Poranki, Krishna District.

..... PETITIONER

AND

1 Union of India, Rep. by its Secretary,
Department of Youth Affairs & Sports, Shastri Bhavan, New Delhi.
2 Union of India, Rep. by its Chairman,
Railway Board, Rail Bhavan, New Delhi.
3 Amateur Kabaddi Federation of India, Rep. by its President,
2 Askanksha Ajmer Road, Jaipur, Rajasthan State - 302 019
4 Amateur Kabaddi Federation of India, Rep. by its General Secretary,
Vidyapeeta Corporation, Kabaddi Stadium, 7th Cross, BSK 1st
Stage, Hanumantha Nagar, Bangalore, Karnataka State.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction more particularly one in the nature of a Writ of Mandamus declaring the action of the respondents 1 and 2 in seeking to extend financial assistance and Railway concessions to the respondents 3 and 4 for holding Senior National Beach Kabaddi Championships and ignoring the claim of the petitioner for the financial assistance and travel concessions despite the petitioner Association being the only Association concerned with the Beach Kabaddi Championships as arbitrary and illegal and consequently direct the respondents 1 and 2 to release financial assistance and travel concessions for conduct of 2nd National Beach Kabaddi Championships scheduled to be held from 6-9-2004 to 10-9-2004 or any other subsequent date.

Counsel for the Petitioner: MR.S.SATYAM REDDY

Counsel for the Respondents: MR.A.RAJASHEKAR REDDY (SC for CG)

The Court at the stage of admission made the following ORDER:

The petitioner-Association, which is having its registered office at New Delhi, filed the present writ petition questioning the action of respondents 1 and 2 in extending the financial assistance and the railway concessions to respondents 3 and 4 for holding Senior National Beach Kabaddi Championship at Udipi in Karnataka State from 17.09.2004 to 20.09.2004.

Admittedly, no cause of action has been taken place within the jurisdiction of this Court. The learned counsel for the petitioner justifies the act of moving this Court stating that one of the General Secretaries of the Petitioner-Association resides in Vijayawada and hence, this Court is having jurisdiction.

I see no force in the submission that irrespective of the registered office of the petitioner-Association, residence of General Secretary will confer jurisdiction on the High Court, unless cause of action wholly or partly arises within the territorial jurisdiction of the respective High Court. Even otherwise, the concessions extended by the first respondent are from the head office at New Delhi and the respondents 3 and 4 are receiving concessions at Karnataka. In view of the same, the writ petition cannot be entertained for lack of jurisdiction.

The writ petition is accordingly dismissed. No costs.

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A.Gopal Reddy, J

Date: 01.09.2004

va/ghn

To

1 The Secretary, Union of India,
Department of Youth Affairs & Sports, Shastri Bhavan, New Delhi.
2 The Chairman, Union of India,
Railway Board, Rail Bhavan, New Delhi.
3 Two CD Copies